

LEGISLATIVE BILL 34

Approved by the Governor April 14, 2011

Introduced by Louden, 49; Campbell, 25; Carlson, 38; Utter, 33.

FOR AN ACT relating to the Health Care Facility Licensure Act; to amend section 71-401, Revised Statutes Cumulative Supplement, 2010; to exempt religious residential facilities from licensure and regulation as prescribed; to harmonize provisions; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. Section 71-401, Revised Statutes Cumulative Supplement, 2010, is amended to read:

71-401 Sections 71-401 to 71-465 and section 2 of this act shall be known and may be cited as the Health Care Facility Licensure Act.

Sec. 2. Any facility which is used as a residence by members of an organization, association, order, or society organized and operated for religious purposes, which is not operated for financial gain or profit for the organization, association, order, or society, and which serves as a residence only for such members who in the exercise of their duties in the organization, association, order, or society are required to participate in congregant living within such a facility is exempt from the provisions of the Health Care Facility Licensure Act relating to licensure or regulation of assisted-living facilities, intermediate care facilities, and nursing facilities.

Sec. 3. Original section 71-401, Revised Statutes Cumulative Supplement, 2010, is repealed.